

EXHIBIT O

10/31/2024

Richard Kadrey, et al. v. Meta Platforms, Inc.
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Chaya Nayak

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN OF CALIFORNIA
SAN FRANCISCO DIVISION

RICHARD KADREY, e al.,)
Individual and)
Representative,)
)
Plaintiffs,)

v.)

Case No. 3:23-cv-03417-VC

META PLATFORMS, INC.,)
)
Defendant.)

_____)

** HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY **

Videotaped Deposition of CHAYA NAYAK
San Francisco, California
Thursday, October 31, 2024

Reported Stenographically by
Michael P. Hensley, RDR, CSR No. 14114

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1 Q. So you determine that, you know -- you
2 identify the different kinds of data you want. You
3 copy it.

4 Where did you tend to store it?

5 A. We store it in a database.

6 Q. And where is the database? Is it local?
7 Is it in the cloud?

8 ATTORNEY WEINSTEIN: Object to form.

9 THE WITNESS: I'm unsure.

10 BY ATTORNEY POUYMIROU:

11 Q. You are not sure?

12 A. I'm not sure.

13 Q. Okay. And so the -- the copied data is
14 stored, and then what do you do -- you put it on the
15 data tracker; is that right?

16 A. Correct.

17 Q. So you make copies of the data before
18 you've received approval for it?

19 A. Not necessarily. We have policies that we
20 follow when crawling data, and then we follow those
21 policies as well.

22 Q. Okay. So if you're following policies

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1 when crawling data, and you then put it on a data
2 tracker and receive a disapproval, why would a --
3 why would that data be disapproved at that point if
4 you followed policies? What happens?

5 A. It could be that we didn't follow the
6 policy fully or that there was new guidance from
7 counsel.

8 Q. Okay. And so the approval -- how long
9 does the data approval process take?

10 A. It is iterative; so it -- there's no, you
11 know, set timeline.

12 Q. Does that create an issue when you're
13 trying to training a model out?

14 A. It -- it can. I mean, we are trying to
15 move as fast as possible.

16 Q. And who -- who works in the data approval
17 process? Who -- who -- who are some of the folks
18 that you were working with that were part of the
19 approval process?

20 A. Our legal team, our privacy team, our
21 engineers, and our product team.

22 Q. Okay. So now data is approved, and what

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1 happens to the data in this pretraining process?

2 A. It is filtered, cleaned, prepared for
3 model training; and then it moves to model training
4 to support the model.

5 Q. And is the model that you're referring to
6 here a large language model or is it a precursor
7 kind of foundation model?

8 A. It's a large language model.

9 Q. Okay. And is the -- is the data -- how --
10 what do you have to do to the data to get it to be
11 ingested into this model?

12 A. Can you rephrase your question.

13 Q. So I -- I mean, I -- I assume we're not
14 just, like, feeding, you know, paper into a machine;
15 so what are you doing with this data, all of this
16 web data, for example, so that the large language
17 model can ingest it and train on it?

18 A. It is fed into a tokenizer.

19 Q. Mm-hmm.

20 A. So you have lots of data that's, in my
21 guess, is a JSON format. I'm not positive. It's a
22 more technical question. And then it's fed into a